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**ZION HADAD COMMUNICATIONS LTD.  
48 HAALMOGIM STREET  
RISHON LEZION, IL ISRAEL**

**COPY MAILED**

**SEP 26 2005**

**OFFICE OF PETITIONS**

In re Application of :  
Hadad, Zion :  
Application No. 09/624,237 :  
Filed: July 24, 2000 :  
Title: WIRELESS INTERACTIVE SYSTEM :  
AND METHOD :

This is a decision on the petition under 37 C.F.R. § 1.137(b), filed September 15, 2005, to revive the above-identified application.

The petition is **DISMISSED**.

Any request for reconsideration must be submitted within TWO (2) MONTHS from the mail date of this decision. **No further petition fee is required for the request.** Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." This is **not** a final agency action within the meaning of 5 U.S.C. § 704.

The above-identified application became abandoned for failure to reply in a timely manner to the restriction requirement mailed September 24, 2004, which set a shortened statutory period for reply of one (1) month. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on October 25, 2004. A Notice of Abandonment was mailed June 28, 2005.

A grantable petition under 37 CFR 1.137(b) must be accompanied by:

- (1) the required reply,
- (2) the petition fee,
- (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional, and
- (4) a terminal disclaimer and fee if the application was filed on or before June 8, 1995 or if the application is a design application.

Where there is a question as to whether either the abandonment or the delay in filing a petition,<sup>2</sup> under 37 CFR 1.137 was unintentional, the Commissioner may require additional information.

<sup>1</sup> In a nonprovisional application abandoned for failure to prosecute, the required reply may be met by the filing of a continuing application. In an application or patent, abandoned or lapsed for failure to pay the issue fee or any portion thereof, the required reply must be the payment of the issue fee or any outstanding balance thereof.

The instant petition lacks item (1). A reply to the Office action is one of the requirements for revival under 37 CFR 1.137(b) and was not received with the instant petition. Since petitioner states that he has not received the Office action, a copy of said action is enclosed for petitioner's convenience. As stated previously, an additional petition fee is not required with the renewed petition.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop PETITIONS  
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By hand: Customer Window located at:

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401 Dulany Street  
Alexandria, VA 22314

By fax: (571) 273-8300  
ATTN: Office of Petitions

Any questions concerning this matter may be directed to the undersigned at (571) 272-3206.



Liana Chase  
Petitions Examiner  
Office of Petitions

Enclosure: Copy of Office action mailed September 24, 2004

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<sup>2</sup> See MPEP 711.03(c)(III)(C) and (D).